

CR 08 00452 RMW PVT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

THE UNITED STATES OF AMERICA

vs.

WENCESLADO VALENCIA-LOPEZ

INDICTMENT

COUNT ONE: 8 U.S.C. Section 1326 - Illegal Re-Entry Following Deportation

A true bill.

Genora Wilb
Foreperson

Filed in open court this 9 day of July

A.D. 2008

[Signature]
UNITED STATES MAGISTRATE JUDGE

*10
Bail. \$ No Process Required*

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
 2 United States Attorney

3 E-FILING

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1 admission into the United States, in violation of Title 8, United States Code, Section 1326.

2 DATED:

7/9/08

A TRUE BILL.

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FOREPERSON

JOSEPH P. RUSSONIELLO
United States Attorney

DAVID R. CALLAWAY
Deputy Chief, San Jose Branch Office

(Approved as to form: Chad Mandell)
SAUSA CHAD MANDELL

INDICTMENT

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT SUPERSEDING

OFFENSE CHARGED

COUNT ONE: 8 U.S.C. § 1326 - Illegal
Re-Entry Following Deportation

Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

20 years imprisonment
\$250,000 fine
3 years supervised release
\$100 special assessment

E-FILING

PROCEEDING

Name of Complaintant Agency, or Person (&Title, if any)
S/A TIMOTHY F. PURDY - ICE

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed
 which were dismissed on motion of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

08-70338 RS

Name and Office of Person Furnishing Information on THIS FORM

JOSEPH P. RUSSONIELLO

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y
(if assigned)

CHAD MANDELL

PROCESS:

SUMMONS NO PROCESS*

WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

JUL 9 2008

DEFENDANT - U.S.

WENCESLADO VALENCIA-LOPEZ

DISTRICT COURT NUMBER

RMW

PVT

DEFENDANT

IS NOT IN CUSTODY

1) Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges

2) Is a Fugitive

3) Is on Bail or Release from (show District)

Northern District of California

IS IN CUSTODY

4) On this charge

5) On another conviction

6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed _____

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted